

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

October 25, 1956  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

## Roll call:

Present: Councilmen Palmer, Pearson, White, Mayor Miller

Absent: Councilman Long

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by FATHER FRANCIS W. SULLIVAN, St. Mary's Cathedral, 209 East 10th Street.

Councilman White moved that the Minutes of the meeting of October 18th be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Palmer, Pearson, White, Mayor Miller

Noes: None

Absent: Councilman Long

The DEMOLAYS were welcomed and greeted by the Council.

Councilman White moved that the appeal of MR. KENNETH L. GORBET from the decision of the Planning Commission in denial of Special Permit to build office structure at 3411 Glenview be set for public hearing 10:00 A.M., November 1, 1956. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Palmer, Pearson, White, Mayor Miller

Noes: None

Absent: Councilman Long

Councilman Palmer offered the following resolution and moved its adoption:

## (RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager, W. T. Williams, Jr., be and he is hereby authorized

to execute the contract exhibited by him to the City Council with Associated Aviation Underwriters authorizing said company to sell annual and short term travel insurance policies by automatic vending machines and counters at Robert Mueller Municipal Airport during the two years period from November 1, 1956, to November 1, 1958, in consideration of the payment to the City of thirteen (13%) per cent of all cash monies collected by said company.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Palmer, Pearson, White, Mayor Miller

Noes: None

Absent: Councilman Long

At this point Councilman Long enters the Council Room.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the southwest corner of West 24th Street and Rio Grande Street, which property fronts 193.0 feet on West 24th Street and 92.3 feet on Rio Grande Street, being known as Lot 9 of Raymond's Subdivision of Outlots 38 and 39, Division D in the City of Austin, Travis County, Texas, and hereby authorizes the said S. F. Hurt to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. The Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper Police, Traffic and Fire regulations; and the right of revocation is retained, if after hearing it is found by the City Council that the said S. F. Hurt has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"October 25, 1956

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of S. F. Hurt for permission to construct, maintain, and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the property located at the southwest corner of West 24th Street and Rio Grande Street, which property fronts 193.0 feet on West 24th Street and 92.3 feet on

Rio Grande Street, being known as Lot 9 of Raymond's Subdivision of Outlots 38 and 39, Division D in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by S. F. Hurt and is under lease to the Continental Oil Company. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as "C" Commercial Use District upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street, and furthermore, shall not create a nuisance to others in the neighborhood. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owner. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that S. F. Hurt be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith subject to the following conditions.

"(1) That all buildings and equipment shall be placed inside of the property line; correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways; building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used, and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street, or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc., and that all construction of the filling station improvements shall be in accordance with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2 - H - 146.

"(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan, hereto attached, which plan bears the Department of Public Works file number 2 - H - 1472.

"(6) Expansion joints shall be constructed as shown upon the plans, hereto attached, marked 2 - H - 1472 and shall be of the premoulded type.

"(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection, and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted,  
(Sgd) S. Reuben Rountree, Jr.  
Director of Public Works  
(Sgd) J. C. Eckert  
Building Inspector:"

The motion, seconded by Councilman Palmer, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

MR. STANLEY MATTHEWS, Longhorn Body Works, reported on a wreck involving a wrecker and police car at the intersection of Oltorf and South Congress, at 5:20 A.M., October 21st. He stated the wrecker was demolished as well as the Police Car. MR. R. W. LOHMAN, passenger in the wrecker, was hospitalized. He stated the patrol car hit the wrecker head-on, knocking it 78'. He asked if some kind of retribution could be made under the circumstances, although he realized there was no legal obligation. The driver of the wrecker was taking Mr. Lohman home, at the time of the collision. The City Attorney advised Mr. Matthews to file notice of claim, and there would be an investigation and an opinion of liability written. The Mayor asked that a written report from the Police be made, and told Mr. Matthews to go ahead and file the claim and the matter would be looked into.

MR. M. H. CROCKETT reported that people were dumping trash on his property on the west side of the Avenue between Haywood and Congress. The Mayor asked that "No Dumping Police Department" signs be placed there.

The City Manager submitted the following:

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, October 23, 1956, for the construction of a reinforced concrete culvert on Northland Drive at Shoal Creek.

"Capital Construction Co.	\$11,738.36
W. S. Conner	12,106.14
Austin Engineering Co.	14,296.95
Dean Skinner	14,352.13
Maufrais Bros.	14,789.47
H. B. Zachry	16,277.07
Hardin Construction Co.	21,721.47
City's Estimate	14,487.01

"I recommend that Capital Construction Company with their low bid of \$11,738.36 be awarded the contract for this project."

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 23, 1956, for the construction of a reinforced concrete culvert on Northland Drive at Shoal Creek; and,

WHEREAS, the bid of Capital Construction Company in the sum of \$11,738.36, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Capital Construction Company in the sum of \$11,738.36 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Capital Construction Company.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by instrument dated August 18, 1938, and recorded in Volume 594, at page 365, of the Deed Records of Travis County, Texas, a certain storm sewer easement was granted to the City of Austin across the north one-half of Lot 2, Block 11 of Westfield A, a subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas; and,

WHEREAS, a portion of said Westfield A has been resubdivided into what is known as Ward and Treadwell Addition, a map or plat of same of record in Book 4, at page 90, Plat Records of Travis County, Texas, and Lot 2 of Block 3 of same being covered in the area described in the instrument referred to above; and,

WHEREAS, an enclosed storm sewer pipe has been installed along the south line of said Lot 2, Block 3, Ward and Treadwell Addition, and the owner of same has requested that the remaining portion of said Lot be released from said easement; and,

WHEREAS, the hereinafter described portion of said easement is not now needed and hereafter will not be required by the City of Austin; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute a release of a portion of the storm sewer easement located on the hereinafter described land, to wit:

All that portion of that certain easement for storm sewer purposes which was granted to the City of Austin by instrument dated August 18, 1938, of record in Volume 594 at page 365, Deed Records of Travis County, Texas, which covers Lot 2 of Block 3, of Ward and Treadwell Addition, a resubdivision of a portion of Westfield A, a subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat of said Ward and Treadwell Addition of record in Book 4 at page 90, Plat Records of Travis County, Texas, SAVE and EXCEPT the south twelve (12) feet of said Lot 2, Block 3 of said Ward and Treadwell Addition.

The motion, seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Trafton and Sons is the Contractor for the repair of a building located at 207-209 East 11th Street and desires a portion of the sidewalk and street space abutting Lots 1, 2, and 3, Block 122, of the Original City of Austin, Travis County, Texas, during the repair of the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said Trafton and Sons, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southeast corner of the above described property; thence in a easterly direction and at right angles to the center line of San Jacinto Boulevard to a point 5 feet west of the west curb line; thence in a northerly direction and parallel with the center line of San Jacinto Boulevard approximately 25 feet to a point; thence in a westerly direction and at right angles to the center line of San Jacinto Boulevard to the east line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said Trafton and Sons, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail within the boundary lines of the above described space, such guard rail to be at least 4 feet high substantially braced and anchored. The Contractor will also be permitted to use two parking meter spaces immediately in front of the entrance in the barricade for the delivery or removal of materials during construction work.

(2) That the Contractor is permitted to construct in his working space a

substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the streetside of the barricades.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(7) That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(9) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than November 10, 1956.

(10) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) That any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1000), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and

shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The Council received the following:

"October 23, 1956

"Honorable Mayor and City Council  
City of Austin, Texas

"File: R140

"Gentlemen:

"The Board of Adjustment of the City of Austin is established by the City Zoning Ordinance and is charged with certain responsibilities by the Zoning Enabling Law of the State of Texas. From time to time the Board has made decisions which appear to be in conflict with the objectives of the Zoning Ordinance as the Council has interpreted them. The Board feels that this creates public misunderstanding of its purposes with the consequent adverse criticism of the City of Austin. In order that this may be clarified at an early date, the Board, at its meeting of October 22, 1956, voted to request the privilege of meeting with the Council at its convenience, some time during the next ten days. It is specifically requested that this meeting be set outside of the regularly scheduled meetings in order to provide ample time for discussion of these matters.

"Respectfully submitted,  
BOARD OF ADJUSTMENT  
(Sgd) Art Wilke,  
Art Wilke, Chairman"

The Council set a special meeting with the Board of Adjustment for Thursday, November 8, at 3:00 P.M.

The Council noted the resignation of CHESTER BURATTI from the Board of Adjustment, and accepted the resignation, thanking him for his service on the Board and complimenting him highly.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE

LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES, AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL ON APRIL 23, 1931, AND RECORDED IN ORDINANCE BOOK "I" AT PAGES 301-318 OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, AS SUCH ORDINANCE HAS BEEN FROM TIME TO TIME AMENDED, BY AMENDING SECTION 10-C THEREOF PERTAINING TO OFF-STREET PARKING REQUIREMENTS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. That in determining the adequacy of off-street parking provisions made by applicants for building permits under the first paragraph of Section 10-C of the Zoning Ordinance of the City of Austin, the City Council, in the absence of clear and convincing evidence to the contrary will consider adequate

provisions to have been made for off-street parking in the nature of public parking areas and street space available for parking, in the following described area:

BEGINNING at the intersection of First Street and Lavaca Street;

THENCE northerly with Lavaca Street to its intersection with 11th Street;

THENCE easterly with 11th Street to its intersection with San Jacinto Boulevard;

THENCE southerly with San Jacinto Boulevard to its intersection with 7th Street;

THENCE easterly with 7th Street to its intersection with Red River Street;

THENCE southerly with Red River Street to its intersection with 1st Street;

THENCE westerly with 1st Street to the place of beginning.

2. That in the absence of clear and convincing evidence to the contrary the City Council will consider adequate provisions to have been made for off-street parking where 1/2 of the normal requirements of the Schedule in Section 10-C, A are provided for any site within the area described in the first paragraph of Section 10-C, except in the area set out in paragraph 1 of this Resolution.

3. The Building Inspector is authorized to issue or withhold the issuance of building permits in accordance with the provisions of this Resolution, and shall forward his recommendations along with the site plan submitted to him, to the City Council for official action at its next regular meeting following the determination made by the Building Inspector.

The motion, seconded by Councilman Pearson, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 23, 1956, for the purchase of four 1957 2-door business coupes to be used by the Building Inspection Division of the City of Austin; and,

WHEREAS, the bid of Swearingen Armstrong in the sum of \$5,468.00 and the trade in of 4 automobiles, was the lowest and best bid therefor, and the acceptance of such bid and the purchase of four business coupes has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Swearingen Armstrong in the sum of \$5,468.00 and the trade-in of four automobiles, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Swearingen Armstrong.

The motion, seconded by Councilman Pearson, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 23, 1956, for the furnishing of automotive batteries to all Departments of the City of Austin for a period of one year beginning November 1, 1956, and ending October 31, 1957; and,

WHEREAS, the bid of Jack Ritter, Inc. in the sum of \$6,590.74 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Jack Ritter, Inc. in the sum of \$6,590.74 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager, is hereby authorized and directed to execute a contract on behalf of the City of Austin with Jack Ritter, Inc.

The motion, seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute an agreement between the City of Austin and Texas Heritage Foundation, Inc. evidencing the consent of the City of Austin that said Texas Heritage Foundation, Inc. at its own expense and in compliance with all ordinances of the City, may use the following described land owned by the City of Austin in Travis County, Texas for the purpose of locating, restoring and maintaining in its original condition as a public museum or library that certain frame residence known as the "O. Henry Honeymoon Cottage"; to wit:

That certain 1.34 acres of land, more or less, same being out of and a part of that certain tract of land out of Outlot 10, Division Z of the Government Outlots adjoining the Original City of Austin, Travis

County, Texas, according to a map or plat of the said Government Outlots on file in the General Land Office of the State of Texas, which was conveyed to the City of Austin by Warranty Deed dated November 21, 1932 of record in Volume 485 at Page 331 of the Deed Records of Travis County, Texas; said 1.34 acres of land being more particularly described by metes and bounds as follows:

BEGINNING at the most easterly corner of Lot 19 of Shoal Terrace, a subdivision of a portion of the said Outlot No. 10, Division Z of the Government Outlots, and being of record in Book 3 at Page 225 of the Plat Records of Travis County, Texas;

THENCE, following the south line of the said Shoal Terrace Subdivision, same being the north line of the herein described tract, with the following five (5) courses:

- (1) S.  $86^{\circ}$  50' W. 110.67 feet to a point;
- (2) N.  $63^{\circ}$  21' W. 215.5 feet to a point;
- (3) N.  $67^{\circ}$  18' W. 137.0 feet to a point;
- (4) S.  $77^{\circ}$  18' W. 205.07 feet to a point;
- (5) S.  $69^{\circ}$  32' W. 113.58 feet to the most westerly corner of the herein described tract of land;

THENCE, following a line in a southeasterly direction, same being the most southerly line of the herein described tract, 255.0 feet, more or less, to a point in the west line of Shoal Creek Boulevard, said point being at the point of curvature of a curve whose angle of intersection is  $77^{\circ}$  16', whose tangent distance is 133.73 feet and whose radius is 167.32 feet;

THENCE, following the west and north lines of Shoal Creek Boulevard in an easterly direction to the point of intersection between the north line of the said Shoal Creek Boulevard and the west line of Gaston Avenue;

THENCE, following the west line of Gaston Avenue in a northerly direction to the point of beginning.

The motion, seconded by Councilman Pearson, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The City Manager reported that in the clearance for the airport, an electric lighting system in the Harmon Avenue Little League Field had to be purchased, and they can be salvaged, with the C. A. A. receiving one-half the salvage receipts. He asked that he be authorized to advertise for the sale of the poles in newspapers in surrounding towns. After it was determined that the City would have no need for this equipment, Councilman Long moved that the City Manager be authorized to advertise the sale of this lighting equipment as he recommended. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The City Manager submitted a recommendation for contracting with the fixed base operators in the Airport, including in their contracts their selling gasoline, and the city fixing a charge for all gasoline delivered to them. This fixed base operator type of operation was used practically on all of the fields and was working out much better, and he believed it would be satisfactory to the public and would produce more money for the City. This contract would be on a three-year basis. After discussion, Councilman White moved that the plan be approved as submitted by the City Manager. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The City Manager submitted a plan of financing the building of new hangars at the airport. He stated the bond program provided for some funds for the construction of the hangars, but the construction had been postponed to meet the C.A.A. schedule. Some funds would be left over in Phase I, which could be used for the hangars. Councilman Palmer suggested exploring the possibility of leasing the property for someone to put up their own hangars and pay them out in ten years.

The City Manager stated a group came in regarding Water Control District No. 8 north east of the city, but the new Manor Road and almost to the town of Manor. The problem is the approach main. He explained the proposed construction of a line within 2 or 3 years. To serve this district there would be needed a 12" line, costing around \$25,000. He outlined a proposal that he thought could be worked out with the district on a refund basis, their paying the cost of this approach main. The Council was in agreement with the proposal, and the City Manager stated he would submit the proposal to the District to see if they could work it out also.

Councilman Pearson submitted a request from the Coco Cola Bottling Works; that since the City has walled in the Treaty Oak with a 5' concrete wall, cutting across one of the corners of the lot, and since china berry trees had grown up in the little corner not fenced off and are cluttering up the Bottling Company's grounds, that they be permitted to cut the trees down, and move their cyclone fence over to the city's fence, and use this little corner and keep it clean. They would write a letter stating they recognized this as city property. He stated he would ask them to come in and work out a definite agreement with the City Manager. There were no objections from the members of the Council.

Councilman Long inquired about the purchase of the South Loop as regarding MRS. FARMER, whose property was in the 600' area, and who was being inconvenienced by not being able to make other plans pending the purchase of this property. After discussion of this and other cases, the Council decided to meet at 4:00 to go over this policy, and to meet with the appraisers and discuss the purchase of the right-of-way for the east side.

The City Manager submitted a paving project on Romeria Drive from Burnet Road east to the alley, in which the property west of the alley was commercial; that to the east was residential. The owners of the residential property did not care to pave, but the others did. The Council was agreeable to permitting the paving of the half-block as the owners wanted.

Discussion of the paving being held up due to moving of the utility lines was held. The procedure was discussed, and it was decided to notify everyone by mail when the required amount of money was in, and give them a schedule of how the work would proceed. It was believed this information would be helpful to the people involved.

MR. BLODGETT announced a meeting with the GREATER EAST AUSTIN DEVELOPMENT COMMITTEE on the urban renewal program, and invited the Council to attend at 2:00 P.M., October 26th.

Councilman White moved that the University Election Committee be granted permission to hold a parade on October 29th in the University Area. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

MR. BLODGETT reported the goal for the United Fund for the City employees was \$24,000, and there was raised \$28,029. There was 75% participation. Councilman White moved that a letter be sent to be published in THE MUNICIPAL commending the city employees on their interest in the community. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman Pearson commended MR. BLODGETT on his part in this drive.

With respect to setting up an Auditorium Committee to review rates to be charged when the Auditorium is completed, Councilman Pearson named MR. JACK DISMUKES, Chamber of Commerce, and MR. JOHN ADAMS, Junior Chamber of Commerce, to serve on this Committee. Councilman White submitted the name of MR. CARL BREDT, Associate Dean of Student Life at the University of Texas to serve. Discussion was held on the time to appoint a Committee. Mayor Miller suggested considering the charges next year. Councilman Long suggested using the present Auditorium Committee which would be an excellent committee to study the rates. Councilman Pearson suggested a committee representing a cross-section of the city to study rates and recommend back to the Council; and when there were inquiries, there would be a list of rates available. The City Manager stated there were several inquiries about the Auditorium; and as the completion time approached, there would be many requests for bookings, and it would be necessary to have a manager. Brief discussion was held on when it would be necessary to employ a manager.

The Council received notice from the City Manager that the following applications for change of zoning had been referred to the Planning Commission and set for public hearing before the Council on November 29th:

C. B. SMITH, et al	613-625 St. Johns Ave.	From "A" Residence To "D" Industrial
EDWARD W. JOSEPH	4216-4222 Jackson Ave. 4300-4310 Bull Creek Rd.	From "A" Residence To "C" Commercial
NELSON O. POPE & FLOYD RALPH RICH	2109 Holly Street	From "A" Residence To "LR" Local Retail
NELSON PUETT	8201-8217 Georgian Dr. 100-106 E. Powell Lane	From "A" Residence To "C" Commercial
O. M. RUTLEDGE & JAMES K. COCKRELL	4527-4537 Airport Blvd. 1001-1005 E. 46th St.	From "C" Commercial To "C-2" Commercial
W. L. MAYFIELD, et al	1213, 1301-05 West 34th Street	From "A" Residence To "O" Office

There being no further business the Council adjourned at 12:20 P.M. subject to the call of the Mayor.

APPROVED

Tom Miller  
Mayor

ATTEST:

Elsie Hoosley  
City Clerk